

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

**F037809 Tonya M. v. The Superior Court Of Kern County;Kern County Department
Of Human Services**

Pursuant to the terms of this court's order of May 11, 2001, and the failure of any party to request oral argument, the oral argument date of May 31, 2001 is vacated. This Matter is deemed submitted on the date of this order.

**F037809 Tonya M. v. The Superior Court Of Kern County;Kern County Department
Of Human Services**

The petition for extraordinary writ is denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036647 Howard Marcus v. Dr. Badr, M.D.

No brief having been filed by appellant after notice duly given under rule 17(a) of the California Rules of Court, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F035098 People v. Penate

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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F035098 People v. Penate

The judgment is affirmed with modifications.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034125 In re the Marriage of Kathy M. and Robert D. Blackmer

The judgment is affirmed. Costs on appeal are awarded to respondent. Levy, J.

We concur: Vartabedian, Acting P.J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034946 People v. Torres

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F034946 People v. Torres

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035700 People v. Perea

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F035653 People v. Lee

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

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- F035653 People v. Lee**
The judgment is affirmed.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F035700 People v. Perea**
The judgment is affirmed with modifications.
By the Court.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F035808 People v. Merza**
The judgment is reversed. Ardaiz, P.J.
We concur: Vartabedian, J.; Levy, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F033997 People v. Whitfield**
The judgment of conviction is ordered corrected to stay execution of the concurrent term imposed on count 3 pursuant to section 654. In all other respects the judgment is affirmed. Ardaiz, P.J.
We concur: Vartabedian, Acting P.J.; Harris, J.
[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]
- F037995 In re the Marriage of Cathleen L. & Randolph Pico**
Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.